



Town of Arlington, Massachusetts
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Minutes 06/17/2013

TOWN OF ARLINGTON
BOARD OF SELECTMEN
Meeting Minutes
Monday, June 17, 2013
7:15 p.m.

Present: Mr. Dunn, Chair, Mrs. Mahon, Vice Chair, Mr. Byrne and Mr. Curro
Also present: Mr. Chapdelaine, Ms. Rice and Mrs. Krepelka
Absent: Mr. Greeley

FOR APPROVAL

1. **CONSENT AGENDA** (one vote required for approval of all items)

a. **Minutes of Meetings: June 3, 2013**

Mr. Curro asked Mrs. Krepelka to add the following sentence under Agenda Item #6 regarding the Capital Creamery:

Mr. Curro described a visit to the applicant's location and shared photographs of the location. He articulated concerns regarding the granting of a permit for four tables, due to the proximity of a public bike rack and its impact on pedestrian traffic. Mr. Curro did, however, state that he had no objection to the granting of a permit for three tables, as long as they are arranged in such a manner as to minimize pedestrian impacts.

Mrs. Mahon moved approval.

SO VOTED (4-0)

b. **Vote: Arlington Segment, Susan G. Komen 3-Day Breast Cancer Walk, 7/27/13**
Jennifer Ricker, Event Planning Manager

Mrs. Mahon moved approval.

SO VOTED (4-0)

c. **Year-End Transfers FY 2013**

Andrew Flanagan, Deputy Town Manager

Mrs. Mahon moved approval of all transfers except the Comptrollers Dept.

SO VOTED (4-0)

Mrs. Mahon recused herself from voting on the Comptrollers Dept. transfer upon advice from Town Counsel.

SO VOTED (3-0-1)

APPOINTMENTS

2. **Appointments: Arlington Historic District Commissions**

Charles A. Barry

Michael Bush

(terms to expire 6/2016)

Mrs. Mahon moved approval.

SO VOTED (4-0)

LICENSES & PERMITS

7:15 p.m. Public Hearing

NOTE: There are two (2) Hackney/Taxi Business Operator licenses available for approval.

3. Request: Hackney/Taxi Business Operator License (1)
Ang Jambu Sherpa d/b/a Everest Transportation
28 Blaine Street, Allston, MA 02134
Mr. Curro moved no action. SO VOTED (4-0)
4. Request: Hackney/Taxi Business Operator License (1)
Anant Dhungel d/b/a Sunshine Transportation
18C Austin Court, Saugus, MA 01906
Mr. Byrne moved approval of (1) hackney license. SO VOTED (4-0)
5. Request: Hackney/Taxi Business Operator License (1)
Guyobel Joly d/b/a Joly's Cab
43 Mt. Vernon Street, Apt. #1, Malden, MA, 02148
Mr. Joly did not appear before the Board.
Mrs. Mahon moved no action. SO VOTED (4-0)
6. Request: Hackney/Taxi Business Operator License (1)
Sharad Aryal d/b/a S & S Transportation
5 Old Colony Lane, Apt. #3, Arlington, MA 02476-4443
Mr. Curro moved no action. SO VOTED (4-0)
7. Request: Hackney/Taxi Business Operator License (1)
Louis Truscello d/b/a Arlmont Transportation Co.
61 White St., Belmont, MA 02479
Mrs. Mahon moved approval of (1) hackney license. SO VOTED (4-0)
8. Request: Hackney/Taxi Business Operator License (1)
Maftouh Youssouf d/b/a Super Cab
364 Rindge Ave., Apt. #22C, Cambridge, MA 02140
Mrs. Mahon moved no action. SO VOTED (4-0)
9. Request: Hackney/Taxi Business Operator License (1)
Shemsu Negash d/b/a Magic Cab
364 Rindge Ave., Apt. #18C, Cambridge, MA 02140
Mr. Byrne moved no action. SO VOTED (4-0)

Mrs. Mahon asked Town Manager and Town Counsel to consult with Boston as to their liability insurance policy and other requirements required by the City in light of the recent Globe Spotlight Report. Both Mr. Dunn and Mrs. Mahon asked that the information be available to discuss in September before all Hackney Licenses are up for renewal.

7:30 p.m. Public Hearing

10. Vote: Revised CDBG Requests for FY2013-2014 Funding
Adam W. Chapdelaine, Town Manager
Mrs. Mahon asked the Town Manager if the Board could be informed three-quarters into the year of what has been spent of the allocation awarded for each approved CDBG award.
Mr. Curro moved approval. SO VOTED (4-0)
11. Request: Common Victualler License-Transfer
Joan Ping Lin d/b/a Great Wok, 1181 Massachusetts Avenue
Mrs. Mahon moved approval subject to all conditions as set forth. SO VOTED (4-0)
12. Request: Common Victualler License-New

Bill Maund d/b/a Retro Burger & Ice Cream, 795 Massachusetts Avenue
Mrs. Mahon moved approval subject to all conditions as set forth. SO VOTED (4-0)

13. Request: Second Hand Dealer License
Adam Rosario d/b/a Adam's Estate Jewelry, 1319 Massachusetts Avenue
Mr. Byrne moved approval subject to all conditions as set forth. SO VOTED (4-0)

14. CITIZENS OPEN FORUM

Except in unusual circumstances, any matter presented for consideration of the Board shall neither be acted upon, nor a decision made the night of the presentation in accordance with the policy under which the Open Forum was established. It should be noted that there is a three minute time limit to present a concern or request

Mr. Langone, 12 Swan Place, appeared before the Board stating that he did not think it is fair that any parking agenda hearings regarding Swan Place are always placed at the end of the Agenda, and he feels Swan Place residents should get the same respect as everyone else in Town.

TRAFFIC RULES & ORDERS/OTHER BUSINESS

15. Vote: Water and Sewer Rate Adjustments FY 2014
Adam W. Chapdelaine, Town Manager
Michael Rademacher, Director of Public Works
Chris Woodcock, Woodcock & Associates, Inc.
Mr. Woodcock, the Town's water and sewer consultant, stated that over the last few years the MWRA has charged communities more for the water it provides and residents in Arlington use less water, therefore, the town's water and sewer reserves could be emptied in the next two years if the town doesn't take steps to change the situation. The MWRA has been increasing the rates it charges for water to towns and cities largely to pay off increasing debt from its work to improve water with the construction of Deere Island Water Treatment Plant. The Town is already subsidizing water and sewer fees, and has raised \$5.5 million of water and sewer expenses associated with MWRA debt through the tax rate rather than service charges each year. Mr. Woodcock also stated it is important to be able to pay for the continuing improvements to the water and sewer infrastructure because so much of it is very old.
Mr. Dunn moved approval to increase water and sewer bills 7.5 percent effective July 1st and as part of the plan presented by Mr. Woodcock the Selectmen voted to change the town's two-tier structure on January 1, 2014 to a three tier system that would benefit a vast majority of residents. The Selectmen also voted to go to quarterly bills as of July 1, 2014 which will replace bills that are sent out twice a year. Mr. Woodcock stated the change will increase the town's cash flow, provide smaller, more manageable bills for customers and hopefully alert taxpayers sooner to leaks or excessive water use.
The Selectmen also approved charging users year-round for the amount of water they use in the winter, when outdoor water use is minimal which would begin July 1, 2015. Mr. Woodcock feels this is a fair way to charge ratepayers and avoids the need for adding second meters.
The Board approved fixed charges for users with larger water meters and an additional charge for users whose private fire suppression systems connect to the town's water system.

Mr. Curro thanked Adam Chapdelaine, Michael Rademacher and Mr. Woodcock for all their work in presenting their recommendations.

Mr. Dunn, Mrs. Mahon and Mr. Byrne echoed Mr. Curro's statements.

16. For Approval: Policy on Banners
Juliana Rice, Town Counsel
Mrs. Rice informed the Board that any signs or banners posted on any Town-owned fixture or property must comply with Article 7 of the Zoning Bylaws (Signs) and all pertinent Town Bylaws, including but not limited to "Title V, Article 1 ("Billboards and Signs").
Any signs or banners erected in accordance with this policy shall contain only a description of the event or activity; the date, time, and place of the event or activity; the name of the sponsoring body or organization; and associated artwork.
The Board of Selectmen must approve the hanging of any such banners or signs and the

period of time for which they will be hung.

Mrs. Mahon asked who pays for the liability insurance in regard to the hanging of signs or banners.

Town Counsel Rice stated she would look into the liability insurance and send another draft regarding policy on banners for the July meeting.

17. Discussion: Overnight Parking Fees

Daniel J. Dunn, Chair

Mrs. Mahon reported that the Board's Parking Sub Committee recommended maintaining the current parking fee at \$200.00 for the first year and \$200 for renewal for the Annual Special Overnight Parking Permit for hardship cases.

Mrs. Mahon motion failed due to not receiving a second.

Mr. James Ballin, 30 Swan Place, reminded the Selectmen that Town Meeting recommended the Selectmen charge \$150.00 for the 1st year and \$25.00 for renewal. Mr. Ballin stated that it is against the law, in his opinion, to charge more for the cost of providing a service such as an overnight parking fee.

After much discussion, Mr. Curro made a motion to charge \$160.00 for the 1st year of an overnight parking permit and \$75.00 for each subsequent year. SO VOTED (3-1)

Mrs. Mahon voted in the negative.

18. Discussion: ZBA Appointment

Daniel J. Dunn, Chair

Mr. Dunn stated that the Board of Selectmen has advertised for new members seeking appointments to the ZBA and applications are due by July 12th. He will be appointing two new members at the Board's meeting on July 22nd.

Correspondence Received

Richard A. Davey
Mass. DOT

Chapter 90 Funding for FY 2014

Be Rec'd

Mrs. Mahon moved receipt of Correspondence Received.

SO VOTED (4-0)

Mrs. Mahon noted the request from the Mass. State Lottery Commission for "KENO To Go game at Mystic Wine Shoppe, 901 Mass. Avenue.

Next scheduled meeting of BoS July 22, 2013.

New Business

Mrs. Mahon asked Mr. Chapdelaine to have the Police Department check the parking of motorcycles in front of Greater Boston Motor Sports all day on Massachusetts Avenue and also on Quincy Street.

Mrs. Mahon stated that she is aware that Mass. Avenue is 2 hour parking and questions if unregistered motorcycles on any public streets for extended period of time is allowed.

Mrs. Mahon asked Mr. Chapdelaine and Mr. Rademacher to inform the Board when the NPDES hearings are to be held regarding the elimination of all CSO discharge. She would like to monitor and participate in said hearings.

Mr. Curro stated he attended the 3rd session of the Master Planning Committee at Hardy School and it was a great session.

Mr. Curro thanked everyone for participating in the Centennial Celebration of Arlington Town Hall & Gardens. It was a wonderful evening and a great success.

Mr. Curro stated that ATED is working very hard with Arlington Alive Summer Arts Block Party to be held on July 13,

2013 and would like to hang up to ten (10) banners in Arlington Center for the up-coming event.
Mr. Byrne seconded Mr. Curro's request and moved approval. SO VOTED (4-0)

Mr. Dunn stated the 100th Anniversary Celebration was a fantastic event.
Mr. Dunn reported on Tuesday, June 11th, he attended the Annual Rotary Club Banquet along with Mr. Chapdelaine, Mr. Curro and Mrs. Krepelka. The recipients give amazing service to the Town and he was very impressed with all the recipients.

Mrs. Mahon moved to adjourn at 10:50 p.m. SO VOTED (4-0)

A true record: Attest

Marie A. Krepelka
Board Administrator

Next scheduled meeting of BoS July 22, 2013.

6-17-13

Agenda Item Documents Used

- 1 Minutes of Meeting - June 3, 2013
- 1(b) Vote: Susan G. Komen 3- Day Breast Cancer Walk - 7-27-13
- 1(c) Year-End Transfers FY 2013
- 2 Appointments: Arlington Historic District Commissions
- 3 Request: Hackney/Taxi Business Operator License (1) Ang Jambu Sherpad/b/a Everest Transportation, 28 Blaine Street, Allston, MA 02134
- 4 Request: Hackney/Taxi Business Operator License (1) Anant Dhungel d/b/a SunshineTransporttion, 18C Austin Court, Saugus, MA 01906
- 5 Request: Hackney/Taxi Business Operator License (1) Guyobel Joly d/b/a Joly's Cab43 Mt. Vernon Street, Apt. #1, Malden, MA 02148
- 6 Request: Hackney/Taxi Business Operator License (1) Sharad Aryal d/b/a S. S. Transportation, 5 Old Colony Lane, Apt. #3, Arlington, MA 02476
- 7 Request: Hackney/Taxi Business Operator License (1) d/b/a Louis Truscello d/b/aArlmont Transportation Co., 61 White St. Belmont, MA 02479
- 8 Request: Hackney/Taxi Business Operator License (1) Maftouh Youssouf d/b/a Super Car, 364 Rindge Ave., Apt. #22C, Cambridge, MA 02140
- 9 Request: Hackney/Taxi Business Operator License (1) Shemsu Negash d/b/a Magic Cab, 364 Rindge Ave., Apt. #18C, Cambridge, MA 02140
- 10 Vote: Revised CDBG Requests for FY 2013-2014 Funding
- 11 Request: Common Victualler License-Transfer, Joan Ping Lin d/b/a Great Wok, 1181 Massachusetts Avenue
- 12 Request: Common Victualler License-New, Bill Maund d/b/a Retro Burger & IceCream, 795 Massachusetts Avenue
- 13 Request: Second Hand Dealer License, Adam Rosario d/b/a Adam's Estate Jewelry, 1319 Massachusetts Avenue
- 14 Vote: Water and Sewer Rate Adjustments FY 2014
- 15 For Approval: Policy on Banners
- 16 Discussion: Overnight Parking Fees
- 17 Discussion ZBA Appointments
- 18 Correspondence Received: Richard A. Davey, Mass. DOT, Chapter 90 Funding for FY 2014:
- 19 Mass. State Lottery Commission - Mystic Wine Shoppe, 901 Mass. Avenue

